

# EXHIBIT C

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11 **UNITED STATES DISTRICT COURT**

12 **NORTHERN DISTRICT OF CALIFORNIA**

13 MICHAEL JOHNSON,

14 Case No.: 5:15-CV-04409-BLF

15 Plaintiff,

16 **DEFENDANT ON-SITE MANAGER,  
INC.'S RESPONSES TO REQUEST  
FOR PRODUCTION, SET ONE**

17 vs.

18 ON-SITE MANAGER, INC.,

19 Defendant.

20 **Complaint filed: September 23, 2015**

21 **First Amended**

22 **Complaint filed: January 5, 2016**

23 **Trial Date: January 8, 2018**

24 **PROPOUNDING PARTY: PLAINTIFF MICHAEL JOHNSON**

25 **RESPONDING PARTY : DEFENDANT ON-SITE MANAGER, INC**

26 **SET NO. : ONE**

1 **REQUEST FOR PRODUCTION NO. 1:**

2 All documents identifying whether Plaintiff's consumer file was mixed with that  
3 of any other consumer(s), as well as the date and reason why the files became mixed.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

5 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
6 Product Privilege; Trade Secret / Proprietary Information; Vague and Ambiguous as to  
7 the term "mixed".

8 However, without waiver of objection, to the extent the requested documents  
9 exist, Responding Party will produce those documents relevant to the subject requests  
10 that are in its possession, custody or control pursuant to the issuance of a protective  
11 order by this Court.

12 **REQUEST FOR PRODUCTION NO. 2:**

13 All documents identifying how the names of any individuals other than Plaintiff,  
14 and any address, aliases or other personal identifier related to these individuals,  
15 became incorporated into Plaintiff's Sterling consumer report.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 2:**

17 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
18 Product Privilege; Trade Secret / Proprietary Information; Vague and Ambiguous as to  
19 the term "Sterling consumer report".

20 However, without waiver of objection, to the extent the requested documents  
21 exist, Responding Party will produce those documents relevant to the subject requests  
22 that are in its possession, custody or control pursuant to the issuance of a protective  
23 order by this Court. Currently, On-Site has no documents responsive to this demand  
24 and does not know what a "Sterling consumer report" is.

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1 **REQUEST FOR PRODUCTION NO. 3:**

2 All documents identifying and/or referring to the matching criteria and/or the  
3 minimum identifying information (e.g., full name, full date of birth, full address, full  
4 social security number, etc.) that your require your customers, subscribers or third  
5 parties to provide before you sell a consumer report.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

7 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
8 Product Privilege; Trade Secret / Proprietary Information; Vague and Ambiguous as to  
9 the term “minimum identifying information”.

10 However, without waiver of objection, to the extent the requested documents  
11 exist, Responding Party will produce those documents relevant to the subject requests  
12 that are in its possession, custody or control pursuant to the issuance of a protective  
13 order by this Court.

14  
15 **REQUEST FOR PRODUCTION NO. 4:**

16 All documents identifying and/or referring to the matching criteria and/or the  
17 minimum identifying information (e.g. full name, full date of birth, full address, full  
18 social security number, etc.) that you require for a consumer, such as Plaintiff, before  
19 you furnish that consumer with a copy of their file.

20 **RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

21 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
22 Product Privilege; Trade Secret / Proprietary Information; Vague and Ambiguous as to  
23 the term “minimum identifying information”.

24 However, without waiver of objection, to the extent the requested documents  
25 exist, Responding Party will produce those documents relevant to the subject requests  
26 that are in its possession, custody or control pursuant to the issuance of a protective  
27 order by this Court.

1 **REQUEST FOR PRODUCTION NO. 5:**

2 All documents referring to any computer-aided programming procedures,  
3 methods or protocols that you use or maintain to prevent the reoccurrence of mixed  
4 files.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 5:**

6 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
7 Product Privilege; Trade Secret / Proprietary Information; vague and ambiguous as to  
8 the term “mixed files.”

9 However, without waiver of objection, to the extent the requested documents  
10 exist, Responding Party will produce those documents relevant to the subject requests  
11 that are in its possession, custody or control pursuant to the issuance of a protective  
12 order by this Court, including the Data Suppression Algorithm, which is extremely  
13 proprietary.

14

15 **REQUEST FOR PRODUCTION NO. 6:**

16 All documents concerning the number of consumer complaints or  
17 communications that you had reported information that belonged to another consumer  
18 on their report or that you had reported information which was “mixed” with another  
19 person’s file, for the previous five (5) years.

20 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
21 Product Privilege; Trade Secret / Proprietary Information; vague and ambiguous as to  
22 the term “mixed file.” Responding Party responds that it would be a violation of the  
23 FCRA to respond to this request. 15 USC § 1681b expressly prohibits the disclosure of  
24 such information, as responses to discovery are not listed as a permissible purpose to  
25 release information from a third-party’s consumer file.

1 **REQUEST FOR PRODUCTION NO. 7:**

2 All documents concerning lawsuits brought against you for violating the FCRA in the  
3 previous five (5) years, including copies of the Complaints themselves.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 7:**

5 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
6 Product Privilege; Trade Secret / Proprietary Information; Requested documents are  
7 equally available to Plaintiff; Request also calls for documents subject to protective  
8 orders and therefore Responding Party cannot comply; Unduly burdensome.

9  
10 **REQUEST FOR PRODUCTION NO. 8:**

11 All documents identifying whether your current matching criteria is based, in  
12 whole or in part, on a belief that stricter matching criteria would result in lost sales or a  
13 decrease in profits, and any documentation to evidence that decrease or loss.

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 8:**

15 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
16 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

17 However, without waiver of objection, no such documents exist in On-Site's  
18 possession, custody or control, as On-Site is a reseller of consumer information.

19  
20 **REQUEST FOR PRODUCTION NO. 9:**

21 All documents concerning whether you mixed Plaintiff's file with that of  
22 another consumer or consumers.

23 **RESPONSE TO REQUEST FOR PRODUCTION NO. 9:**

24 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
25 Product Privilege; Trade Secret / Proprietary Information. However, without waiver of  
26 objection, Responding Party responds that to the best of its knowledge, no such  
27 documents exist because On-Site did not mix anyone's file.

1 **REQUEST FOR PRODUCTION NO. 10:**

2 All documents concerning when you first mixed Plaintiff's file.

3 **RESPONSE TO REQUEST FOR PRODUCTION NO. 10:**

4 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
5 Product Privilege; Trade Secret / Proprietary Information. However, without waiver of  
6 objection, Responding Party responds that to the best of its knowledge, no such  
7 documents exist because On-Site did not mix anyone's file.

8  
9 **REQUEST FOR PRODUCTION NO. 11:**

10 All documents concerning why you did not effectively un-mix Plaintiff's file.

11 **RESPONSE TO REQUEST FOR PRODUCTION NO. 11:**

12 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
13 Product Privilege; Trade Secret / Proprietary Information. However, without waiver of  
14 objection, Responding Party responds that to the best of its knowledge, no such  
15 documents exist because On-Site did not mix anyone's file, nor does On-Site have a  
16 file on Plaintiff to mix.

17  
18 **REQUEST FOR PRODUCTION NO. 12:**

19 All documents concerning your procedures to un-mix the files of two consumers  
20 which become mixed, or to correct the inaccurate reporting of one consumer's  
21 information on another report.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 12:**

23 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
24 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

25 However, without waiver of objection, to the extent the requested documents  
26 exist, Responding Party will produce those documents relevant to the subject requests  
27 that are in its possession, custody or control pursuant to the issuance of a protective  
28 order by this Court.

1 **REQUEST FOR PRODUCTION NO. 13:**

2 All documents concerning whether it costs you any additional money to employ  
 3 the computer-aided method of effectively preventing the recurrence of mixed files.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 13:**

5 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
 6 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

7 However, without waiver of objection, to the extent the requested documents  
 8 exist, Responding Party will produce those documents relevant to the subject requests  
 9 that are in its possession, custody or control pursuant to the issuance of a protective  
 10 order by this Court.

11 **REQUEST FOR PRODUCTION NO. 14:**

12 All documents concerning whether you will sell a consumer report to a third  
 13 party, subscriber or consumer if they only supply you with: (a) consumer name; and  
 14 (b) address.

15 **RESPONSE TO REQUEST FOR PRODUCTION NO. 14:**

16 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
 17 Product Privilege; Trade Secret / Proprietary Information. However, without waiver of  
 18 objection, Responding Party responds that to the best of its knowledge, no such  
 19 documents exist.

20 **REQUEST FOR PRODUCTION NO. 15:**

21 All documents concerning whether you will sell a consumer report to a third  
 22 party, subscriber or customer if they only supply you with: (a) a potential match to the  
 23 consumer's name; and (b) any address, present or past, of the consumer.

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 15:**

25 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
 26 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

1        However, without waiver of objection, to the extent the requested documents  
 2 exist, Responding Party will produce those documents relevant to the subject requests  
 3 that are in its possession, custody or control pursuant to the issuance of a protective  
 4 order by this Court.

5

6 **REQUEST FOR PRODUCTION NO. 16:**

7        All documents concerning whether a third party subscriber must follow your  
 8 matching rules in order to purchase a consumer report from you.

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 16:**

10      **OBJECTION:** Unintelligible; Vague and ambiguous as to the term “matching  
 11 rules”; Attorney Client Communication Privilege; Attorney Work Product Privilege;  
 12 Trade Secret / Proprietary Information; Unduly burdensome.

13      However, without waiver of objection, to the extent the requested documents  
 14 exist, Responding Party will produce those documents relevant to the subject requests  
 15 that are in its possession, custody or control pursuant to the issuance of a protective  
 16 order by this Court.

17

18 **REQUEST FOR PRODUCTION NO. 17:**

19      All documents concerning the volume of consumer reports sold based upon the  
 20 amount of identifying information about the consumer provided.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 17:**

22      **OBJECTION:** Vague and ambiguous as to the phrase “amount of identifying  
 23 information”; Vague and ambiguous as to the phrase “volume of consumer reports”;  
 24 Attorney Client Communication Privilege; Attorney Work Product Privilege; Trade  
 25 Secret / Proprietary Information; Unduly burdensome. Responding Party is therefore  
 26 unable to respond.

27      ///

28

1 **REQUEST FOR PRODUCTION NO. 18:**

2 All documents concerning whether you expect to sell less consumer reports if  
3 you require subscribers to provide more identifying information about the consumer  
4 before the sale of the report.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 18:**

6 **OBJECTION:** Vague and ambiguous as to the phrase “amount of identifying  
7 information”; Attorney Client Communication Privilege; Attorney Work Product  
8 Privilege; Trade Secret / Proprietary Information; Unduly burdensome. Responding  
9 Party is therefore unable to respond.

10 **REQUEST FOR PRODUCTION NO. 19:**

11 All documents concerning whether a higher degree of consumer report accuracy  
12 is achieved if you require more precise matching of the consumer’s full name, address,  
13 social security number, and date of birth.

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 19:**

15 **OBJECTION:** Vague and ambiguous as to the phrase “more precise matching”;  
16 Attorney Client Communication Privilege; Attorney Work Product Privilege; Trade  
17 Secret / Proprietary Information; Unduly burdensome. Responding Party is therefore  
18 unable to respond.

19 **REQUEST FOR PRODUCTION NO. 20:**

20 All documents concerning whether mixing one’s consumer file with that of another is  
21 harmful to both consumers.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 20:**

23 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
24 Product Privilege; Trade Secret / Proprietary Information. However, without waiver of  
25 objection, Responding Party responds that to the best of its knowledge, no such  
26 documents exist.

1 **REQUEST FOR PRODUCTION NO. 21:**

2 All name scans which in any way reference Plaintiff.

3 **RESPONSE TO REQUEST FOR PRODUCTION NO. 21:**

4 **OBJECTION:** Vague and ambiguous as to the term “name scan”; Attorney  
5 Client Communication Privilege; Attorney Work Product Privilege; Trade Secret /  
6 Proprietary Information; Unduly burdensome. Responding Party is therefore unable to  
7 respond. This request would disclose information of other consumers and would  
8 require this responding party to violate 15 USC §1681b. As such, this Responding  
9 Party cannot comply with this request as a matter of law.

10 **REQUEST FOR PRODUCTION NO. 22:**

11 All combine audit logs or online combine audit logs, which in any way reference  
12 Plaintiff.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 22:**

14 **OBJECTION:** Vague and ambiguous as to the term “combine audit log”;  
15 Attorney Client Communication Privilege; Attorney Work Product Privilege; Trade  
16 Secret / Proprietary Information; Unduly burdensome. Responding Party is therefore  
17 unable to respond.

18 **REQUEST FOR PRODUCTION NO. 23:**

19 All of your invoices and/or invoice records referring to the cost of any consumer  
20 reports concerning the Plaintiff that you sold within the five (5) years preceding the  
21 filing of the Complaint.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 23:**

23 **OBJECTION:** Unintelligible; Vague and ambiguous as to the term “cost”;  
24 Attorney Client Communication Privilege; Attorney Work Product Privilege; Trade  
25 Secret / Proprietary Information; Unduly burdensome.

1       However, without waiver of objection, to the extent the requested documents  
2 exist, Responding Party will produce those documents relevant to the subject requests  
3 that are in its possession, custody or control pursuant to the issuance of a protective  
4 order by this Court.

5

6 **REQUEST FOR PRODUCTION NO. 24:**

7       All documents or print screens that in any way reference Plaintiff, the events  
8 alleged in the Complaint, or Plaintiff's social security number.

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 24:**

10      **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
11 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

12      However, without waiver of objection, to the extent the requested documents  
13 exist, Responding Party will produce those documents relevant to the subject requests  
14 that are in its possession, custody or control pursuant to the issuance of a protective  
15 order by this Court.

16

17 **REQUEST FOR PRODUCTION NO. 25:**

18      All documents or recorded statements prepared or obtained that in any way  
19 reference Plaintiff, Plaintiff's social security number, Plaintiff's true identity or any  
20 allegations or defenses asserted in this action.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 25:**

22      **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
23 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

24      However, without waiver of objection, to the extent the requested documents  
25 exist, Responding Party will produce those documents relevant to the subject requests  
26 that are in its possession, custody or control pursuant to the issuance of a protective  
27 order by this Court.

1 **REQUEST FOR PRODUCTION NO. 26:**

2 Copies of each and every document referencing communications between you  
3 and any entity which in any way references Plaintiff, Plaintiff's social security number  
4 or other identifiers or any allegation or defense asserted in this action.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 26:**

6 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
7 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

8 However, without waiver of objection, to the extent the requested documents  
9 exist, Responding Party will produce those documents relevant to the subject requests  
10 that are in its possession, custody or control pursuant to the issuance of a protective  
11 order by this Court.

12  
13 **REQUEST FOR PRODUCTION NO. 27:**

14 Copies of each and every liability policy issued to you, which may cover your  
15 alleged liability in this suit, including the declaration page and/or all endorsements.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 27:**

17 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
18 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome;  
19 Relevance.

20  
21 **REQUEST FOR PRODUCTION NO. 28:**

22 All documents sent to Plaintiff by you.

23 **RESPONSE TO REQUEST FOR PRODUCTION NO. 28:**

24 **OBJECTION:** Equally available to Plaintiff.

25 However, without waiver of objection, to the extent the requested documents  
26 exist, Responding Party will produce those documents relevant to the subject requests  
27 that are in its possession, custody or control pursuant to the issuance of a protective  
28 order by this Court.

1 **REQUEST FOR PRODUCTION NO. 29:**

2 All documents sent to you by Plaintiff.

3 **RESPONSE TO REQUEST FOR PRODUCTION NO. 29:**

4 No such documents exist.

5  
6 **REQUEST FOR PRODUCTION NO. 30:**

7 All documents relating or referring to any communications between you and  
8 Plaintiff.

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 30:**

10 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
11 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

12 However, without waiver of objection, to the extent the requested documents  
13 exist, Responding Party will produce those documents relevant to the subject requests  
14 that are in its possession, custody or control pursuant to the issuance of a protective  
15 order by this Court.

16  
17 **REQUEST FOR PRODUCTION NO. 31:**

18 Copies of all your quarterly profit and loss statements for the past three (3)  
19 years.

20 **RESPONSE TO REQUEST FOR PRODUCTION NO. 31:**

21 **OBJECTION:** Irrelevant; Trade Secret / Proprietary Information; Unduly  
22 burdensome.

23  
24 **REQUEST FOR PRODUCTION NO. 32:**

25 Copies of all your current balance sheets and financial statements, including any  
26 annual reports.

27 ///

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 32:**

2       **OBJECTION:** Irrelevant; Trade Secret / Proprietary Information; Unduly  
3 burdensome.

5 **REQUEST FOR PRODUCTION NO. 33:**

6       Copies of your income tax returns for the past three (3) years.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 33:**

8       **OBJECTION:** Irrelevant; Trade Secret / Proprietary Information; Unduly  
9 burdensome.

11 **REQUEST FOR PRODUCTION NO. 34:**

12       All consumer report(s) which bear any identifier(s) associated with Plaintiff for  
13 the last three (3) years.

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 34:**

15       **OBJECTION:** Vague and Ambiguous as to the term “identifier(s)”; Trade  
16 Secret / Proprietary Information; Consumer Private Information; Harassing and  
17 Unduly burdensome.

18       However, without waiver of objection, to the extent the requested documents  
19 exist, Responding Party will produce those documents relevant to the subject requests  
20 that are in its possession, custody or control pursuant to the issuance of a protective  
21 order by this Court.

23 **REQUEST FOR PRODUCTION NO. 35:**

24       All documents sent by you to any other person or entity concerning the Plaintiff  
25 within the past five (5) years.

26 **RESPONSE TO REQUEST FOR PRODUCTION NO. 35:**

27       **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
28 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

1       However, without waiver of objection, to the extent the requested documents  
2 exist, Responding Party will produce those documents relevant to the subject requests  
3 that are in its possession, custody or control pursuant to the issuance of a protective  
4 order by this Court.

5

6 **REQUEST FOR PRODUCTION NO. 36:**

7       All documents sent to you or received by you concerning the Plaintiff within the  
8 past five (5) years.

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 36:**

10      **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
11 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

12      However, without waiver of objection, to the extent the requested documents  
13 exist, Responding Party will produce those documents relevant to the subject requests  
14 that are in its possession, custody or control pursuant to the issuance of a protective  
15 order by this Court.

16

17 **REQUEST FOR PRODUCTION NO. 37:**

18      All documents evidencing or including data concerning the names, addresses,  
19 telephone numbers, current employers and current whereabouts of each and every one  
20 of your employees who has communicated with the Plaintiff.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 37:**

22      **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
23 Product Privilege; Trade Secret / Proprietary Information; Overly Broad and Unduly  
24 Burdensome, Harassing; California Privacy Privilege.

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1 **REQUEST FOR PRODUCTION NO. 38:**

2 All audit trails of any and all document(s), data bases, consumer files,  
3 computer(s), or other data held by you which, in any degree, address or discuss the  
4 Plaintiff or any one of the Plaintiff's personal identifiers.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 38:**

6 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
7 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome; Vague  
8 and Ambiguous as to the term "audit trails".

9 However, without waiver of objection, to the extent the requested documents  
10 exist, Responding Party will produce those documents relevant to the subject requests  
11 that are in its possession, custody or control pursuant to the issuance of a protective  
12 order by this Court.

13  
14 **REQUEST FOR PRODUCTION NO. 39:**

15 All documents constituting your entire consumer file that in any way references  
16 Plaintiff or Plaintiff's personal identifiers.

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 39:**

18 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
19 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome; Vague  
20 and Ambiguous as to the term "audit trails".

21 However, without waiver of objection, to the extent the requested documents  
22 exist, Responding Party will produce those documents relevant to the subject requests  
23 that are in its possession, custody or control pursuant to the issuance of a protective  
24 order by this Court.

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1 **REQUEST FOR PRODUCTION NO. 40:**

2 All policy manuals, procedure manuals or other documents which address your  
3 policies and procedures for complying with any and all sections of the Fair Credit  
4 Reporting Act.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 40:**

6 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
7 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome; Seeks  
8 information beyond the scope.

9 However, without waiver of objection, to the extent the requested documents  
10 exist, Responding Party will produce those documents relevant to the subject requests  
11 that are in its possession, custody or control pursuant to the issuance of a protective  
12 order by this Court.

13 **REQUEST FOR PRODUCTION NO. 41:**

14 All documents which you will or may use as exhibits in the trial of this case.

15 **RESPONSE TO REQUEST FOR PRODUCTION NO. 41:**

16 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
17 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome;  
18 Improper request, as there is no category of document identified. Discovery is  
19 continuing.

20 **REQUEST FOR PRODUCTION NO. 42:**

21 All archived prints (whether stored digitally or in hard copy) of all internal  
22 disclosures generated as a result of the Plaintiff's dispute of accuracy in the Plaintiff's  
23 account.

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 42:**

25 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
26 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome; Vague

1 and ambiguous as to Plaintiff's dispute of the accuracy. Prior to the filing of the  
2 Complaint, no such documents exist of Plaintiff disputing the accuracy of the report.  
3 However, without waiver of objection, and to the extent any documents exist, Plaintiff  
4 will produce subject to a protective order issued by this Court.

5

6 **REQUEST FOR PRODUCTION NO. 43:**

7 All papers, records and documents referred to in Plaintiff's First Set of Interrogatories  
8 Directed to Defendant.

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 43:**

10 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
11 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome; Vague  
12 and ambiguous as to "referred to"; Improper request without a defined category of  
13 documents.

14

15 **REQUEST FOR PRODUCTION NO. 44:**

16 All documents referenced in Defendant's Initial Disclosures.

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 44:**

18 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
19 Product Privilege; Trade Secret / Proprietary Information.

20 However, without waiver of objection, to the extent the requested documents  
21 exist, Responding Party will produce those documents relevant to the subject requests  
22 that are in its possession, custody or control pursuant to the issuance of a protective  
23 order by this Court.

24

25 **REQUEST FOR PRODUCTION NO. 45:**

26 All documents referring to Defendant's policies and procedures pertaining to  
27 "legal disputes", or any disputes by an attorney, the attorney general's office, Better  
28 Business Bureau or any government office.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 45:**

2       **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
3 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome;  
4 Beyond the scope. This case is not a dispute case so the information requested is  
5 irrelevant.

6  
7 **REQUEST FOR PRODUCTION NO. 46:**

8       All documents referring to the policies or procedures instituted by Defendant  
9 since the enactment of FACTA concerning compliance with FACTA.

10 **RESPONSE TO REQUEST FOR PRODUCTION NO. 46:**

11       **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
12 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome;  
13 Beyond the scope. Vague and ambiguous as to which sections of FACTA are at issue.

14  
15 **REQUEST FOR PRODUCTION NO. 47:**

16       All documents received by or directed toward Defendant from the Federal Trade  
17 Commission or any other federal or state agency or department that relates to  
18 Defendant's compliance requirements under the FCRA.

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 47:**

20       **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
21 Product Privilege; Trade Secret / Proprietary Information. However, without waiver of  
22 objection, Responding Party responds that to the best of its knowledge, no such  
23 documents exist.

24  
25 **REQUEST FOR PRODUCTION NO. 48:**

26       Assuming that "mixed-file" means a consumer report for employment purposes  
27 which contains any information about a crime committed by a person other than the  
28 person who is the subject of the report, all e-mails in the previous 6 years concerning:

- 1      a) The number of mixed files,
- 2      b) Procedures designed to avoid mixed files,
- 3      c) The numbers or captions of mixed file lawsuits that you received,
- 4      d) The number of mixed file disputes that you received;
- 5      e) Any other notice of mixed file that you have record of,
- 6      f) All records and documents concerning a-e, above.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 48:**

8           **OBJECTION:** Beyond the scope, this is not an employment case and criminal  
9 records are not at issue; Attorney Client Communication Privilege; Attorney Work  
10 Product Privilege; Trade Secret / Proprietary Information; This request is intentionally  
11 harassing and has been propounded solely for the purpose of increasing litigation costs.

12

13 **REQUEST FOR PRODUCTION NO. 49:**

14           All transcripts of any of your employees or agents who testified concerning any  
15 allegedly inaccurate criminal records appearing upon a consumer report that you  
16 prepared for employment purposes over the previous 6 years.

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 49:**

18           **OBJECTION:** Beyond the scope, this is not an employment case and criminal  
19 records are not at issue; Attorney Client Communication Privilege; Attorney Work  
20 Product Privilege; Trade Secret / Proprietary Information; This request is intentionally  
21 harassing and has been propounded solely for the purpose of increasing litigation costs.

22

23 **REQUEST FOR PRODUCTION NO. 50:**

24           Any document concerning the minimum identifying information (e.g., full  
25 name, full name, full date of birth, full address, full social security number, etc.) that  
26 you require that a third party provide to you before you sell a consumer's report to that  
27 third party, and any document concerning such identifying information actually  
28 provided to you by any third party for the previous 6 years concerning Plaintiff.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 50:**

2       **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
3 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

4       However, without waiver of objection, to the extent the requested documents  
5 exist, Responding Party will produce those documents relevant to the subject requests  
6 that are in its possession, custody or control pursuant to the issuance of a protective  
7 order by this Court.

8  
9 **REQUEST FOR PRODUCTION NO. 51:**

10      Any document concerning the number of consumer disputes that you  
11 investigated as mixed file matters in each of the previous 6 years. (Assuming that  
12 “mixed-file” is used as defined in the Definitions and Instructions section of Plaintiff’s  
13 First Set of Interrogatories).

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 51:**

15       **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
16 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome;  
17 Improperly seeks information regarding other consumers in violation of 15 USC §  
18 1681b and violates their right to privacy.

19  
20 **REQUEST FOR PRODUCTION NO. 52:**

21      The Complaints and Answers in every FCRA lawsuit involving a mixed file  
22 claim that you have defended in each of the previous ten (10) years. (Assuming that  
23 “mixed-file” is used as defined in the Definitions and Instructions section of the  
24 Plaintiff’s First Set of Interrogatories).

25 **RESPONSE TO REQUEST FOR PRODUCTION NO. 52:**

26       **OBJECTION:** Equally available to Plaintiff; Harassing. In fact, most of the  
27 lawsuits that have ever been filed against Defendant have been filed by Plaintiff’s  
28 counsel, who is already in possession of all such documents.

1 **REQUEST FOR PRODUCTION NO. 53:**

2 Any document with any advice from Counsel that you will reply upon as a  
3 defense in this matter.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 53:**

5 **OBJECTION:** Attorney Work Product Privilege; Attorney-Client  
6 Communication Privilege; Vague and ambiguous as to the term "reply". Request is  
7 unintelligible and Responding Party cannot answer at this time.

8  
9 **REQUEST FOR PRODUCTION NO. 54:**

10 Any document concerning any "objective reading" of the FCRA that you  
11 contend provides a defense for you in this matter.

12 **RESPONSE TO REQUEST FOR PRODUCTION NO. 54:**

13 **OBJECTION:** Attorney Work Product Privilege; Attorney-Client  
14 Communication Privilege.

15  
16 **REQUEST FOR PRODUCTION NO. 55:**

17 Any documents concerning when you were put on notice that mixed files were a  
18 cause of inaccuracies on consumer reports. (Assuming that "mixed-file" is used as  
19 defined in the Definitions and Instructions section of Plaintiff's First Set of  
20 Interrogatories).

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 55:**

22 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
23 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome; Not  
24 limited in scope and time, or this case or Responding Party and essential applies to all  
25 consumer reports world wide; Assumes facts not in evidence.

26 ///

27 ///

28

1 **REQUEST FOR PRODUCTION NO. 56:**

2 Any emails concerning your compliance with FCRA with respect to avoiding or  
3 allowing mixed files. (Assuming that “mixed file” is used as defined in the Definitions  
4 and Instructions section of the Plaintiff’s First Set of Interrogatories).

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 56:**

6 **OBJECTION:** Attorney Work Product Privilege; Attorney-Client  
7 Communication Privilege; Trade Secret / Proprietary Information; Vague and  
8 ambiguous as to the term “avoiding or allowing mixed files”.

9  
10 **REQUEST FOR PRODUCTION NO. 57:**

11 All contracts between you and any third party who supplies criminal records  
12 information to you.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 57:**

14 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
15 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome;  
16 Beyond the scope of this case as criminal records are not at issue; Propounded solely  
17 for harassment purposes.

18  
19 **REQUEST FOR PRODUCTION NO. 58:**

20 Any documents relating to the knowledge of every person who you list in your  
21 Initial Disclosures as said knowledge relates to the claims in this lawsuit.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 58:**

23 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
24 Product Privilege; Trade Secret / Proprietary Information.

25 However, without waiver of objection, to the extent the requested documents  
26 exist, Responding Party will produce those documents relevant to the subject requests  
27 that are in its possession, custody or control pursuant to the issuance of a protective  
28 order by this Court.

1 **REQUEST FOR PRODUCTION NO. 59:**

2 Any documents relating to all admissions against interest that you allege were  
3 made by Plaintiff at any time.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 59:**

5 **OBJECTION:** Attorney Client Communication Privilege; Attorney Work  
6 Product Privilege; Trade Secret / Proprietary Information; Unduly burdensome.

7 However, without waiver of objection, to the extent the requested documents  
8 exist, Responding Party will produce those documents relevant to the subject requests  
9 that are in its possession, custody or control pursuant to the issuance of a protective  
10 order by this Court.

11  
12 **REQUEST FOR PRODUCTION NO. 60:**

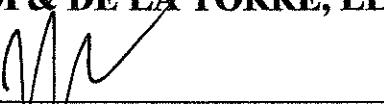
13 Any documents relating to all evidence and other information that you rely upon  
14 to support your defenses, and/or explain that the factual basis of each defense.

15 **RESPONSE TO REQUEST FOR PRODUCTION NO. 60:**

16 **OBJECTION:** Attorney Work Product Privilege; Attorney-Client  
17 Communication Privilege; Harassing, Unduly burdensome. Improper request Violation  
18 of FRCP Rule 34(b)(1)(a).

19  
20 August 30, 2016

21  
22 **JACOBSON, RUSSELL, SALTZ,  
NASSIM & DE LA TORRE, LLP**

23 By:   
24 Michael J. Saltz, Esq.  
25 Attorneys for Defendant ON-SITE MANAGER

## **VERIFICATION**

I have read the foregoing responses and know the contents therein. I am a party in the above-entitled action. I am informed and believe that the matters stated therein are true and on that ground certify or declare under penalty of perjury under the laws of the United States of America that the same are true and correct to the best of my knowledge.

Executed on August 30, 2016

Eric Basart  
V.P. of Corporate Development

**JACOBSON, RUSSELL, SALTZ, NASSIM & DE LA TORRE, LLP**  
1880 Century Park East, Suite 900  
Los Angeles, California 90067

## PROOF OF SERVICE

My business address is 1880 Century Park East, Suite 900, Los Angeles, CA 90067. I am employed in the County of Los Angeles where this service occurs. I am over the age of 18 and am not a party to the within action. I am readily familiar with my employer's normal business practice for collection and processing of correspondence for mailing with the U.S. Postal Service, and that practice is that correspondence is deposited with the U.S. Postal Service the same day as the day of collection in the ordinary course of business.

On the date set forth below, following ordinary business practice, I enclosed a(n)  true copy  original of the following document(s) described as:

### DEFENDANT ON-SITE MANAGER, INC.'S RESPONSES TO INTERROGATORIES, SET ONE

(VIA MAIL) I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States mail at Los Angeles, California addressed as set forth below;

(VIA OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an overnight delivery carrier with delivery fees provided for, addressed as set forth below;

(VIA ELECTRONIC MAIL) I caused such document(s) to be sent electronically as a .pdf file(s) to the electronic mail address set forth below;

Stephanie R. Tatar  
TATAR LAW FIRM, APC  
3500 West Olive Avenue, Suite 300  
Burbank, CA 91505

Attorney for Plaintiff

Executed on August 30, 2016 at Los Angeles, California.

(Federal) I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

  
Annique Taylor